

NOTE: This order is nonprecedential.

**United States Court of Appeals
for the Federal Circuit**

**ALAN STUART, Trustee for the Cecil G. Stuart and
Donna M. Stuart Revocable Living Trust Agree-
ment, CDS DEVELOPMENT LLC,**
Appellants

v.

**RPM INTERNATIONAL, INC., RUST-OLEUM
CORPORATION,**
Appellees

**KATHERINE K. VIDAL, Under Secretary of Com-
merce for Intellectual Property and Director of the
United States Patent and Trademark Office,**
Intervenor

2019-1994

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2017-
02158.

**RUST-OLEUM CORPORATION, RPM
INTERNATIONAL, INC.,**
Appellants

v.

**KATHERINE K. VIDAL, Under Secretary of Com-
merce for Intellectual Property and Director of the
United States Patent and Trademark Office,**
Intervenor

2019-2238

Appeal from the United States Patent and Trademark
Office, Patent Trial and Appeal Board in No. IPR2017-
02158.

O R D E R

Upon consideration of Alan Stuart and CDS Develop-
ment LLC's failure to have counsel file an entry of appear-
ance in accordance with this court's March 1, 2022 order,
ECF No. 80 in Appeal No. 2019-1994,

IT IS ORDERED THAT:

(1) Pursuant to the court's March 1, 2022 order, Ap-
peal No. 2019-1994 is dismissed.

(2) The official captions are revised as above to reflect
dismissal of Appeal No. 2019-1994 and the non-participa-
tion of Alan Stuart and CDS Development LLC in Appeal
No. 2019-2238.

(3) Rust-Oleum Corporation and RPM International,
Inc.'s opening brief in Appeal No. 2019-2238 is due no later

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than 60 days from the date of filing of this order.

(4) Kasowitz Benson Torres LLP is directed to serve a copy of this order on Stuart and CDS Development within three days of the date of filing of this order.

FOR THE COURT

May 6, 2022
Date

/s/ Peter R. Marksteiner
Peter R. Marksteiner
Clerk of Court